

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 5833 of 1999

For Approval and Signature:

Hon'ble MR.JUSTICE M.S.SHAH

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO
2. To be referred to the Reporter or not? : NO
3. Whether Their Lordships wish to see the fair copy of the judgement? : NO
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO
5. Whether it is to be circulated to the Civil Judge? : NO

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RAKESH SINGH SITARAM SINGH THAKUR

Versus

STATE OF GUJARAT

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Appearance:

MR KM PATEL for Petitioner

MR PK SHUKLA, AGP for Respondent No. 1, 2, 3, 4

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CORAM : MR.JUSTICE M.S.SHAH

Date of decision: 21/09/1999

#### ORAL JUDGEMENT

In this petition under Article 226 of the Constitution, the petitioner has prayed for a writ to direct respondent Nos. 2 to 4 to release tanker No. MH-04-P-6735 with kerosene.

2. At the hearing of this petition today, the learned counsel for the petitioner states that the kerosene and tanker are provisionally released. Mr PK Shukla, learned AGP confirms the said fact in view of the

order dated 19.8.1999 passed by the Collector, Surat and places on record a copy of the said order.

3. In view of the above, it appears that nothing further is required to be done in this matter as the dispute in question is going to be decided in the final proceedings under Section 6A of the Essential Commodities Act, 1955. Those proceedings shall be decided as expeditiously as possible and preferably within four months from the date of receipt of a certified copy of this order.

4. The petition stands disposed of accordingly.  
Rule is discharged with no order as to costs.

September 21, 1999 (M.S. Shah, J.)  
sundar/-